

AN ORDINANCE PROHIBITING THE USE OF SKATEBOARDS IN THE DOWNTOWN AREA

WHEREAS, the Parks and Recreation Department has opened a Skateboard Park located at Fourth and Morton Streets for the express purpose of providing a safe area for skateboard users to skate; and

WHEREAS, the Police Department has received many complaints from businesses, pedestrians and residents in the commercial areas about the difficulty and dangers of walking on sidewalks where skateboards are being used; and

WHEREAS, the Maplefoot Skate Park has been very successful, but has not significantly reduced the incidence of skateboarding on sidewalks in the downtown area; and

WHEREAS, the Common Council has the authority under I.C. 36-9-2-7 to pass ordinances regulating the use of public streets and sidewalks, and protecting the safety of the public under I.C. 36-8-2-4;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. Section 15.56.025 shall be added and entitled "Prohibition of coasters, skateboards and roller skates."

SECTION II. Section 15.60.030 Prohibition of coasters, skateboards, and roller skates shall be renumbered Section 15.56.025(a).

SECTION III. Section 15.56.025 shall be amended to add the following subsections (b), (c) and (d):

(b) Operating a skateboard in the following locations is hereby declared a public nuisance and is therefore prohibited.

STREETS:

Kirkwood Avenue (Fifth Street) from Indiana Avenue to College Avenue.

Sixth Street from Walnut Street to College Avenue.

Walnut Street from Third Street to Seventh Street.

College Avenue from Third Street to Seventh Street.

(c) The City of Bloomington shall have the discretion to post signs as necessary and appropriate.

(d) Violation of 15.56.025 is a Class E Traffic Infraction and subject to the penalty listed in Section 15.64.010(e).

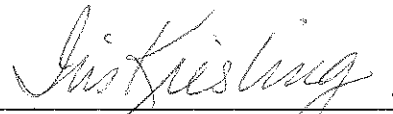
SECTION IV. Chapter 15.56 of the Bloomington Municipal Code shall be amended to read "Bicycles, Skateboards and other Foot-Propelled Vehicles" in lieu of "Bicycles" whenever such appears in the title of the chapter.

SECTION V. Section 15.64.010(e) shall be amended to read "15.56.025 Coasters, skateboards and roller skates" in lieu of "15.60.030 roller skating, skate boarding and coasting in street."

SECTION VI. Severability. If any section, sentence or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provisions or application, and to this end the provisions of this ordinance are declared to be severable.

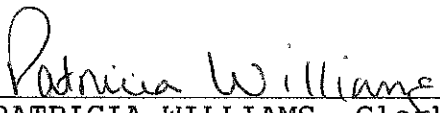
SECTION VII. This Ordinance shall be in full force and effect from and after its passage by the Common Council of the City of Bloomington, approval of the Mayor and promulgation according to law.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this 3rd day of October, 1990.



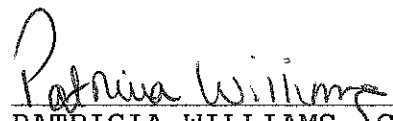
IRIS KIESLING, President
Bloomington Common Council

ATTEST:



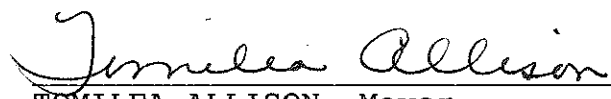
PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 4th day of October, 1990.



PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 4th day of October, 1990.



TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This ordinance, sponsored by Councilmember Olcott, prohibits skateboarding on sidewalks and alleys in the downtown business area. A skateboard operated in violation of this ordinance may be temporarily held until the fine has been paid. To ensure future compliance with and promulgation of this regulation, the nature and extent of the public nuisance of skateboarding in the prohibited downtown areas will be explained to the violator.

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